



Supreme Court of California
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NEWS RELEASE

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FOR IMMEDIATE RELEASE

September 21, 2018

Summary of Cases Accepted and Related Actions During Week of September 17, 2018

[This news release is issued to inform the public and the press of cases that the Supreme Court has accepted and of their general subject matter. The statement of the issue or issues in each case set out below does not necessarily reflect the view of the court, or define the specific issues that will be addressed by the court.]

#18-127 *Nationwide Biweekly Administration, Inc. v. Superior Court*, S250047.

(A150264; 24 Cal.App.5th 438; Alameda County Superior Court; RG15770490.)

Petition for review after the Court of Appeal granted a petition for peremptory writ of mandate. This case presents the following issue: Is there a right to a jury trial in a civil action brought by the People, acting through representative governmental agencies, pursuant to the Unfair Competition Law (Bus. & Prof. Code, § 17200, et seq.), the False Advertising Law (Bus. & Prof. Code, § 17500, et seq.) or the Check Sellers, Bill Payers, and Proraters Law (Fin. Code, § 12200, et seq.), when the People seek statutory civil penalties among other forms of relief?

#18-128 *People v. Guerrero*, S250592. (A151914; nonpublished opinion; Marin County Superior Court; SC191528A.) Petition for review after the Court of Appeal affirmed a judgment of conviction of a criminal offense. The court ordered briefing deferred pending decision in *In re Ricardo P.*, S230923 (#16-41) and *People v. Trujillo*, S244650 (#17-335), which present issues concerning the imposition of an “electronics search condition” of probation if the devices subject to the condition had no relationship to the crime or crimes committed and use of the devices would not itself involve criminal conduct, but access to the devices might facilitate supervision of the probationer.

#18-129 *Jackson v Superior Court*, S250995. (A153818; 25 Cal.App.5th 515; Contra Costa County Superior Court; 51705987.) Petition for review after the Court of Appeal denied a petition for peremptory writ of mandate. The court ordered briefing deferred pending decision in *Avitia v. Superior Court*, S242030 (#17-199), which presents the following issue: Was defendant denied a “substantial right” (*People v. Standish* (2006) 38 Cal.4th 858, 882) by the prosecutor’s improper dismissal of a grand juror?

#18-130 *People v. Rousseaux*, S250551. (B285098; nonpublished opinion; Los Angeles County Superior Court; GA097891.) Petition for review after the Court of Appeal affirmed a judgment of conviction of criminal offenses. The court ordered briefing deferred pending decision in *People v. Jimenez*, S249397 (#18-99), which presents the following issue: May a felony conviction for the unauthorized use of personal identifying information of another (Pen. Code, § 530.5, subd. (a)) be reclassified as a misdemeanor under Proposition 47 on the ground that the offense amounted to Penal Code section 459.5 shoplifting?

DISPOSITIONS

The following cases were transferred for reconsideration in light of *People v. Buycks* (2018) 5 Cal.5th 857:

#16-110 <i>People v. Dazo</i>, S232486.	(C078836; nonpublished opinion; Yolo County Superior Court; CRF141970.)
#16-158 <i>People v. Grayson</i>, S233414.	(C073803; nonpublished opinion; Sacramento County Superior Court; 12F06863.)
#16-160 <i>People v. Quair</i>, S233516.	(F068313; nonpublished opinion; Kings County Superior Court; 13CM1205.)
#16-161 <i>People v. Ruff</i>, S233201.	(F068131; 244 Cal.App.4th 935; Kern County Superior Court; BF142935A, BF143806A, SF016996A.)
#16-173 <i>People v. Kelm</i>, S233806.	(D068319; nonpublished opinion; San Diego County Superior Court; SCD256541.)
#16-209 <i>People v. Brown</i>, S234049.	(B261595, B264335; nonpublished opinion; Los Angeles County Superior Court; GA091665.)
#16-210 <i>People v. Cisneros</i>, S234078.	(B263694; nonpublished opinion; Ventura County Superior Court; 2012023176.)
#16-211 <i>People v. Hall</i>, S234072.	(B260628; nonpublished opinion; Ventura County Superior Court; 2012031834, 2012024033.)
#16-247 <i>People v. Jones</i>, S235004.	(C079442; nonpublished opinion; San Joaquin County Superior Court; SF127860A.)
#16-255 <i>People v. McGhee</i>, S235119.	(E063409; nonpublished opinion; Riverside County Superior Court; RIF1102902.)
#16-301 <i>People v. Holder</i>, S235846.	(F070846; nonpublished opinion; Stanislaus County Superior Court; 1464082, 1473929.)

#16-323 <i>People v. Guiher</i>, S236401.	(F071469; nonpublished opinion; Kern County Superior Court; MF011436A.)
#16-338 <i>People v. Dorval</i>, S236644.	(D068961; nonpublished opinion; San Diego County Superior Court; SCE333970.)
#16-339 <i>In re Hernandez</i>, S236236.	(D069664; nonpublished opinion; San Bernardino County Superior Court; FSB1301847.)
#16-340 <i>People v. Stubbs</i>, S236637.	(B255946; nonpublished opinion; Los Angeles County Superior Court; SA085771.)
#16-345 <i>People v. Costa</i>, S236775.	(C077851; nonpublished opinion; Yolo County Superior Court; CRF131842.)
#16-346 <i>People v. Donley</i>, S237093.	(F071524; nonpublished opinion; Madera County Superior Court; SCR013509.)
#16-347 <i>People v. Edwards</i>, S236984.	(B263931; nonpublished opinion; Los Angeles County Superior Court; MA060075.)
#16-351 <i>People v. Norman</i>, S236769.	(F071340; nonpublished opinion; Stanislaus County Superior Court; 1469820, 1474631.)
#16-381 <i>People v. Tapia</i>, S237392.	(F071147; nonpublished opinion; Kern County Superior Court; BF158485A.)
#16-386 <i>People v. Aguilar</i>, S237559.	(F070751, F071804; nonpublished opinion; Kern County Superior Court; BF156613A, BF158754A.)
#16-387 <i>People v. Hernandez</i>, S237560.	(B263843; nonpublished opinion; Los Angeles County Superior Court; MA064402.)
#16-407 <i>People v. Fisher</i>, S237902.	(E064023; nonpublished opinion; Riverside County Superior Court; RIF1403733.)
#16-420 <i>People v. Dunn</i>, S237991.	(F069714; nonpublished opinion; Madera County Superior Court; MCR047886.)
#16-443 <i>People v. Rubio</i>, S238202.	(C080311; nonpublished opinion; Glenn County Superior Court; 13NCR09625.)
#17-139 <i>People v. Tucker</i>, S240118.	(B267255; nonpublished opinion; Los Angeles County Superior Court; NA093473.)
#17-150 <i>People v. Gardea</i>, S240958.	(F071200; nonpublished opinion; Kern County Superior Court; BF155640A.)
#17-257 <i>People v. Quintero</i>, S243024.	(H043519; nonpublished opinion; San Benito County Superior Court; CR-11-01277)

#17-275 <i>People v. Kappler</i>, S243666.	(B276251; nonpublished opinion; Los Angeles County Superior Court; GA088890)
#18-58 <i>People v. Burrell</i>, S247306.	(B280063; nonpublished opinion; Los Angeles County Superior Court; MA060633)

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The Supreme Court of California is the state's highest court and its decisions are binding on all other California state courts. The court's primary role is to decide matters of statewide importance and to maintain uniformity in the law throughout California by reviewing matters from the six districts of the California Courts of Appeal and the fifty-eight county superior courts (the trial courts). Among its other duties, the court also decides all capital appeals and related matters and reviews both attorney and judicial disciplinary matters.